

Mr. McKay moved that the rule be waived and that the bill be read the first time by its title;

Which was agreed to by a two-thirds vote,

Whereupon the bill was read the first time by its title.

Mr. McKay moved that the rules be further waived and that the bill be read the second time;

Which was agreed to by a two-thirds vote,

Whereupon the bill was read the second time in full.

Mr. McKay moved that the rule be further waived and that the bill be read the third time and put upon its passage.

Which was agreed to by a two-thirds vote and the bill was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Bristol, Calhoun, Fleming, Genovar, Johnson, McKay, McKinne, McKinney, Morrow, Perrenot, Reeves, Rosborough, Smith, Summers, Thomas, Wadsworth and Wolfe—19.

Nays—Mr. Borden—1.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

On motion of Mr. Baya, Mr. McLeran was excused until his return from his visit of inspection to Mullet Key Quarantine Station.

The Senate thereupon, on motion of Mr. Summers, adjourned until 10 o'clock A. M., Thursday, May 18.

Confirmations.

Charles B. McNair, to be county commissioner for district 1, Madison county.

Andrew J. Coffee, to be county commissioner for district 2, Madison county.

Lee J. Porter, to be county commissioner for district 3, Madison county.

James R. Campbell, to be county commissioner for district 4, Madison county.

J. Ellis Blanton, to be county commissioner for district 5, Madison county.

THURSDAY, MAY 18, 1893.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Baya, Blitch, Borden, Bristol, Broome, Browne, Calhoun, Farmer, Fleming, Genovar, Grady, Johnson, Marks, McKay, McKinne, McKinney, Morrow, Myers, Reeves, Rosborough, Smith, St. Clair Abrams, Summers, Thomas, Wadsworth, Whidden, Williamson and Wolfe—29.

A quorum present.

Prayer by the Chaplain.

The Journal was approved.

The following telegram was read for the information of the Senate:

CHICAGO, ILL., May 17, 1893.

HON. W. H. REYNOLDS,

President of the Senate:

The Florida State Press Association, one hundred strong, now visiting the Columbian Exposition in Chicago, learns with pleasure that the Senate has passed a bill appropriating \$50,000 to display Florida products here. We commend your action. Push the work.

C. B. PENDLETON,

President Florida Press Association.

Introduction of Resolutions, Petitions and Memorials.

By Mr. Blitch:

Senate Resolution No. 54;

Which was read as follows:

Whereas, the limited time to dispose of the vast accumulation of business in this body renders it necessary to adopt some rule for the economy of time; therefore, be it

Resolved, That from and after the passage of this resolution no senator shall be allowed to speak for a longer period than fifteen minutes on any one subject, except by the unanimous consent of the body.

Mr. Blitch moved that the resolution be adopted;

Which was agreed to, and the resolution was declared adopted.

Introduction of Bills.

By Mr. Morrow:

Senate Bill No. 274:

A bill to be entitled an act to amend section 625 of the Revised Statutes of Florida, relating to county sites.

Mr. Morrow moved that the rule be waived, and that the bill be read the first time by its title;

Which was agreed to by a two-thirds vote,

Whereupon the bill was read the first time by its title and referred to the Committee on City and County Organization.

Messages from the House of Representatives.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 15, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by a three-fifths vote—

House Joint Resolution No. 23:

Proposing amendments to the Constitution of the State of Florida, whereby the general elections now held in October, will be held in November.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Blitch moved that the rules be waived, and that House Joint Resolution No. 23 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Constitutional Amendments.
Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Joint Resolution No. 46:

Asking Congress for a mail route from Bradentown, in Manatee county, to Arcadia, in DeSoto county.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Summers moved that the rules be waived, and that House Joint Resolution No. 46 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on City and County Organization.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 61:

To be entitled an act to extend the powers of courts of chancery in this State for the purpose of quieting titles to real estate.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Summers moved that the rules be waived and that House Bill No. 61 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 97:

To be entitled an act to provide for the election of members of the county board of public instruction, and to fix their compensation.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived, and that House Bill No. 97 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Education.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 139:

To be entitled an act to regulate the carrying of firearms.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives:

Mr. Rosborough moved that the rules be waived, and that House Bill No. 139 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 177:

To be entitled an act to repeal chapter 4056, being an act to establish a criminal court of Record in the county of Volusia, Florida.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Summers moved that the rules be waived and that House Bill No. 177 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 179:

To be entitled an act to regulate the hours of labor of trainmen on railroads in this State and to provide a penalty for violating the same and for other purposes.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Summers moved that the rules be waived, and that House Bill No. 179 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Railroads

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 196:

To be entitled an act for the protection of domestic fowls, and to prescribe rules and regulations for the same.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived and that House Bill No. 196 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 201:

To be entitled an act to compel persons butchering beeves to exhibit the hides for inspection.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived, and that House Bill No. 201 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 213:

To be entitled an act relative to the duty of school boards of public instruction and also county commissioners in the several counties in this State.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived, and that House Bill No. 213 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Education.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 225:

To be entitled an act declaring Bear Creek in Washington county, navigable.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived, and that House Bill No. 225 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Commerce and Navigation.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 293:

To be entitled an act to incorporate the Mercantile Phosphate Company, and to define its business powers.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived and that House Bill No. 293 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Phosphate and Mining.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 310:

To be entitled an act to establish a county court in and for Polk county; to prescribe its jurisdiction and powers; to provide for the appointment of a prosecuting attorney, and for compensation of judge and county attorney.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Rosborough moved that the rules be waived, and that House Bill No. 310 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 318:

To be entitled an act to amend sections 891, 893, 897, 898,

899, 900, 902, 906, 907 and 901, and to repeal sections 892, 894 and 901, of the Revised Statutes of the State of Florida, relating to the inspection of fertilizers.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the rules be waived and that House Bill No. 318 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Agriculture.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 337:

To be entitled an act to provide for the removal of causes from the circuit courts to criminal courts of record and county courts.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the rules be waived and that House Bill No. 337 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 198:

To be entitled an act to incorporate the Gulf and Florida Northern Railroad Company, with an amendment thereto.

And would respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the Senate concur in the House amendment to Senate Bill No. 198;

Which was agreed to, and the amendment was concurred in.

The Secretary was directed to inform the House of Representatives of the concurrence of the Senate to the House amendment to Senate Bill No. 198. The bill as amended, was referred to the Committee on Enrolled Bills to be enrolled.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by a three-fifths vote—

Senate Joint Resolution No. 44:

Proposing an amendment to section 9, article 16, of the Constitution of the State of Florida.

And return the same to the Senate with the action of the House endorsed thereon.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 80:

To be entitled an act for the punishment of persons fraudulently altering, changing or defacing the mark or brands of lumber and timber.

And return the bill to the Senate with the action of the House endorsed thereon.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 101:

To be entitled an act declaring the town of Eau Gallie, in the county of Brevard, to be a legally incorporated town and change and define the boundaries of said town.

And return the bill to the Senate with the action of the House endorsed thereon.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 112:

To be entitled an act to incorporate a charitable and educational institution in the counties of Duval, Nassau and other counties in the State of Florida, under the name and title of St. Joseph's Convent.

And return the bill to the Senate with the action of the House endorsed thereon.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 105:

To be entitled an act to legalize the incorporation of the town of Melbourne.

And return the bill to the Senate with the action of the House endorsed thereon.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Senate Joint Resolution No. 44, and Senate Bills Nos.

80, 101, 105, 109, and 112, transmitted with the messages, were referred to the Committee on Enrolled Bills to be enrolled.

Also the following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 109:

To be entitled an act to compel drovers to have the marks and brands of their herds inspected before swimming or driving them across the Caloosahatchie river.

With amendments thereto.

And would respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Whidden moved that the Senate concur in the House amendment to Senate Bill No. 109;

Which was agreed to, and the amendment was concurred in.

The Secretary was directed to inform the House of Representatives of the concurrence of the Senate to the House amendment to Senate Bill No. 109. The bill as amended was referred to the Committee on Enrolled Bills to be enrolled.

Reports of Committees.

Mr. McKinney, Chairman of Committee on Militia, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Militia, to whom was referred—

Senate Bill No. 272:

A bill entitled an act to aid in the maintenance and support of a home for disabled and indigent ex-Confederate soldiers and sailors

Beg leave to report that they have examined the same and recommend it do pass.

Very respectfully,

M. L. MCKINNEY,

Chairman of Committee.

The bill accompanying the report was placed among the orders of the day.

Mr. Johnson, Chairman of Special Committee to visit and inspect State convict camps, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Joint Committee appointed to visit and inspect the State convicts beg leave to make the following report:

We visited all of the various places where the convicts are worked and found that Hon. E. B. Bailey had a contract for the labor of all persons convicted of crime in this State and sentenced by the courts to imprisonment in the State prison, for which he pays the State at the rate of \$22.50 for each convict per annum; he to feed, guard, clothe and furnish all medical attention to said convicts, and to receive them at the county jails where convicted without any cost or expense to the State.

Gen. Bailey has sub-let part of the convicts as follows: To Messrs. McLeod, Cranford & Co., 54 convicts; these convicts are engaged in the manufacture of naval stores, in Columbia county. To Mr. W. J. Herlong, 65 convicts, these are engaged in working at the saw mill of Mr. Herlong and in the manufacture of naval stores; these convicts are near the post-office of Herlong, in Columbia county. To Mr. J. K. Young, 51 convicts, who are engaged in the manufacture of naval stores near Luraville, Fla., these convicts are worked in Lafayette county.

Gen. Bailey has the larger portion of the convicts employed in the mining of phosphate near the Ichetucknee Springs, in Suwannee county.

We found the camps of Gen. Bailey in good condition, the

treatment of the prisoners humane, and they were not required to work hard or to perform unreasonable tasks.

We found many of the convicts here who wished to be allowed to remain with Gen. Bailey all the time.

All of the females and all of the sick, infirm and disabled convicts are at this camp.

The camp of Messrs. McLeod, Cranford & Co., is in charge of Capt. W. J. Hillman. We found everything in good condition, comfortable quarters, and plenty of good food for each person; out of a total of 54 men, we found 23 were trustees, and one gang was allowed to work without guards.

The convicts at this camp are allowed to make extra time, for which they are paid, and they make from fifty cents to one dollar and fifty cents per week, which is paid promptly at the end of each month, just as if they were free. The convicts here receive one pound of bacon per day, and all the bread they ask for. They are also given peas and other vegetables and syrup, when they ask for them. The quarters where the convicts are kept at night are furnished with stoves, which prevent smoke and soot. Capt. Hillman, who has charge of this camp, seems to thoroughly understand the management of convicts.

The convicts sub-let to Mr. W. J. Herlong, were found to be in good condition, the quarters comfortable, and the men furnished with all the food they required. They all seemed cheerful and contented, and the work required of them was reasonable, and they were not required to work when sick or complaining.

We found the camp of Mr. J. K. Young in charge of Capt. L. Steuart, in good condition; this camp had been recently burned, and everything was new, so we cannot tell what was the condition of the old camp. The convicts seem well kept, and are all healthy; the labor required of them is reasonable, and they often gain a day in a week, and are not required to work the time they gain, unless they desire to; if they do work, they are paid for their labor.

Your committee would recommend that the contractor of the labor of State convicts be required not to employ any person as a guard or to have control of a convict, who is under 21 years of age, or who uses profane language in talking to or ordering convicts about their work, or who gambles or uses intoxicating liquors while on duty. We would recommend also that the contractors be required to prevent gambling

in the stockades, such customs seeming to be generally prevalent when the convicts are not at work.

We would also recommend the passage of a law prohibiting the sending of any persons to the convict camps convicted of larceny or any offense under that of murder, arson, rap, robbery, who is under sixteen years of age.

If the financial condition of the State would admit of it, we would also recommend the passage of a law prohibiting the sending of any person for a shorter term than one year to State prison.

We also recommend in the future that contractors for the labor of State convicts be required to keep the female convicts separate and apart from the male convicts of every kind, so as to prevent any intercourse between the sexes. Several children have been born to the female convicts on account of this laxity, which is occasioned more by the leniency of the contractor than anything else.

We would also recommend that the convicts be let in such numbers to responsible parties so as to bring in a larger sum to the State.

Gen. Bailey pays more now than ever was paid before, and the prisoners all seem to be devoted to him, but the financial condition of the State at this time is such that this class of our people should be as self-supporting as possible. The State realizes now over ten thousand dollars per annum for the hire of the convicts, and they are no expense to the State after conviction, but this does not begin to cover the cost of criminal prosecutions; if the hire of the convicts could cover in part this great drain upon our finances and at the same time the convicts be treated as kindly and humanely as Gen. Bailey treats them, it would be a great help to the State.

Your committee would also recommend that in the future the white convicts be kept separate from the colored convicts at night; this can be arranged under the same roof, but there should be a wall between the races.

We also recommend that the hospital for the sick be kept further away from the main camp and be kept as cleanly as possible.

As an inducement to the convicts to work with some end in view, we would recommend that contractors adopt the plan now in force at the camps under charge of Capt. Hillman, of paying the convicts a small sum per day, or week, for all extra labor. This has a tendency to make them bet-

ter contented, and allows them some money to spend as they may choose.

All of which is respectfully submitted.

J. J. JOHNSON,
Of the Senate.
WM. T. DEES,
JOHN O. ROSS,
Of the House.

Mr. Calhoun, Chairman of Committee on Corporations, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Corporations, to whom was referred—

House Bill No. 269:

Entitled an act to incorporate the Bethany Camp Ground in Pasco county, Fla.

Beg leave to report same favorably and recommend its passage.

Very respectfully,

BENJ. P. CALHOUN,
Chairman Committee.

The bill accompanying the report was placed among the orders of the day.

Mr. Wolfe, Chairman of Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. ..

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 167:

Entitled an act for the protection of discharged employees and to prevent black-listing, and for other purposes.

Also,

Senate Bill No. 139:

Entitled an act to further define the duties of the State's Attorneys as to prosecutions for violation of the revenue laws of the State of Florida.

Also,

Senate Bill No. 237:

Entitled an act to prevent the discrimination in the carrying of passengers and freight by railroad, steamboat and other transportation companies.

Beg leave to report that we have carefully examined same and find them correctly engrosed.

Very respectfully,

J. EMMET WOLFE,

Chairman of Committee.

The bills accompanying the report were placed among the orders of the day.

Mr. Summers, Chairman of the Committee on Canals and Telegraphs, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Canals and Telegraphs, to whom was referred—

Senate Bill No. 223:

Entitled an act limiting the charging of telegraph companies and other companies, operating telegraph lines within the limits of the State of Florida; with amendments.

Beg leave to report that they have examined same, and ask that it do pass.

Also,

Senate Bill No. 236:

Entitled an act to provide for the appointment of a board of telegraph examiners and for the regulation of railway telegraph operators in this State.

Beg leave to report that they have examined the same, and ask that it do not pass.

Very respectfully,

SUMMERS,

Chairman of Committee.

The bills accompanying the report were placed among the orders of the day.

By permission—

Mr. Thomas introduced:

Senate Bill No. 275:

A bill to be entitled an act to provide for the appointment of deputy sheriffs, special constables, marshals and policemen, and to regulate the manner of making arrests.

Mr. Thomas moved that the rule be waived and that the bill be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and referred to the Committee on Judiciary.

Special Order of the Day.

The President announced that the hour of 10:30 o'clock had arrived, and that the Senate would proceed to the consideration of the report of the Committee on Privileges and Elections in the contested election case of Martin vs. Weeks, from the 25th district;

Which had been made the special order of the day for this hour to-day.

Mr. Browne moved that consideration of the report be deferred until 11 o'clock;

Which was agreed to, and so ordered.

Whereupon the regular order was resumed.

When Mr. Calhoun called up:

Senate Memorial:

Asking Congress for an appropriation for deepening the channel of the St. Johns river between Jacksonville and Palatka;

Which was read the second time in full.

Mr. Calhoun moved that the memorial be adopted;

Which was agreed to, and the memorial was declared adopted.

Mr. Calhoun moved that the rules be waived, and that the memorial be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote, and so ordered.

Consideration of Bills on Third Reading.

Mr. Weeks called up:

Senate Bill No. 143:

A bill to be entitled an act to permit accused persons held to bail, to deposit a sum of money in cash equal to the amount of bail required in lieu of obtaining personal security, and to legalize all deposits heretofore made in such cases;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Borden, Bristol, Browne, Calhoun, Farmer, Fleming, Johnson, Marks, McKay, Morrow, Perrenot, Reeves, Rosborough, Smith, Thomas, Wadsworth, Weeks, Whidden, Williamson and Wolfe—21.

Nays—None.

So the bill passed, title as stated.

Mr. Weeks moved that the rules be further waived, and that the bill be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote, and so ordered.

Mr. Whidden called up:

Senate Bill No. 217:

A bill to be entitled an act to incorporate the city of Bartow, and to abolish the present incorporation of said city;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Borden, Bristol, Broome, Browne, Fleming, Johnson, Marks, Morrow, Perrenot, Reeves, Smith, Thomas, Weeks, Whidden, Williamson and Wolfe—18.

Nays—None.

So the bill passed, title as stated.

Mr. Reeves moved that the rules be further waived, and that the bill be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote, and so ordered.

The Senate then recurred to the special order of the day, being the consideration of the reports of the Committee on Privileges and Elections, in the contested election case of Martin vs. Weeks.

The majority and minority reports submitted on the 3d inst., were again read. The majority report submitted yesterday, was also again read as follows:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 17, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Privileges and Elections, to whom was referred the contested election case of Martin vs. Weeks,

Beg leave to report that they have considered the same, and recommend that the seat of A. W. Weeks from the 25th senatorial district, be declared vacant, for the following reasons:

First, we find that a large number of votes were counted as legal and valid in said election district, in the county of Washington, which were illegal and tainted with fraud.

Second, while there were a large number of votes cast when the names of the voters were not marked as paid on the poll list yet they produced poll tax receipts and voted, but from the evidence we are unable to arrive at the exact vote, and cannot find the true result; third, we find so many irregularities in the manner of conducting said election by the officers that we are certain that a fair election was not had in said district; therefore, we recommend that a new election be had for senator from the 25th senatorial district; that A. W. Weeks be paid for the time he has served as senator and that J. T. Martin be paid the same amount to defray his expenses in conducting said contest.

Respectfully submitted,

JEFF. B. BROWNE, Chairman,
J. H. MCKINNE,
C. J. PERRENOT,
W. H. BRISTOL,

Committee.

Mr. Borden submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—The minority of your Committee on Privileges and Elections, to whom was re-committed the contested election case of Martin vs. Weeks, under the following resolution, to-wit:

"That the case of Martin vs. Weeks be re-committed to the committee with instructions from the Senate that, under

section 173 of the Revised Statutes, any voter who had duly paid his poll taxes thirty days before the election, and presented a legal receipt to the inspectors of election, was a qualified voter, even though his name on the registration list was not checked as having paid his poll tax; provided said voter was in other respects a qualified voter," has re examined the same under said instructions, and begs leave to make the following report:

He finds that in precincts numbers 1, 3, and 8, there were 61 votes challenged by contestant as disqualified voters, because their names were not checked as having paid their poll taxes on the registration books, although each and every one presented their poll tax receipts, which were taken and accepted as genuine, and being duly registered, they were permitted to vote. The contestee showed by the testimony of the supervisor, the tax collector and the deputy tax collectors, that (31) thirty-one of these sixty-one (61) voters, had paid their poll taxes more than thirty days prior to said election. Now grant the strongest concession that could be made, that all the remaining 30 votes were illegal, and voted for contestee, and should be taken from his majority, it would still leave him a majority of 8 votes in Washington county.

He finds further that when the tax collector handed the supervisor the poll tax list for 1891, he also handed him a supplemental list for 1890. The tax collector swears that said supplemental list was written on a sheet of cap paper; that said sheet was ruled down through the middle, and that the names were written on both sides of said line; that one side of the sheet was filled with names and a part of the other side filled. This sheet must have contained not less than about 100 names, perhaps more. The supervisor claimed to have marked or checked all these names on the registration books, but that said list was lost. The collector had retained only a copy of the list that showed the number having so paid in precinct 8, and comparing this list with registration book for said district, the tax collector swears that a number on said list so handed to the supervisor was not marked paid, as they should have been marked. If a number of names were omitted in precinct 8, is there not strong presumption that names were omitted in the other precincts, and that if they had been properly marked there would have been very few so-called illegal votes in said county, and that no claim that said vote in said county contained so many bad votes as to make said election uncertain and void.

That, although there was irregularity in conducting said election, no charge has been anywhere made that the inspec-

tors in said election did not count and make a true return of the votes as cast.

In the remaining 9 districts in Washington county, 95 votes were challenged by contestee, mainly for non-payment of poll taxes in proper time. Eight of these 9 districts gave a majority for contestant, and he failed and refused to show that any of these challenged voters had paid their poll tax as required by law. Now apply the same rule to these 8 precincts as was applied in 1, 3 and 8, and take these 95 votes from contestant's vote in the county, and contestee will still have a greater majority than was given him by the canvassing board, or by any previous method of solution.

Viewing this matter in every way suggested by law or justice the minority of your committee cannot see how the contestee can be deprived of his seat in this body.

From the manner of solution suggested in the former report, and the facts here set forth the minority of your committee still insists that A. W. Weeks was elected senator from the 25th district.

Respectfully submitted,

W. J. BORDEN,

Member of the Committee.

Mr. Browne moved that the majority report of the committee be adopted.

Mr. Borden moved to amend the motion by inserting "minority" instead of "majority."

Mr. St. Clair Abrams moved to lay the motion on the table;

Which was agreed to, and the motion was laid on the table.

The question then recurred upon the motion of Mr. Browne that the majority report of the Committee on Privileges and Elections be adopted.

Upon which the yeas and nays were demanded.

Pending which—

Mr. Reeves moved to amend the majority report by striking out that portion providing for payment to the contestant.

Mr. Broome offered the following amendment to the amendment:

In line of said report next to the last strike out the words "same amount," and insert in lieu thereof the words "sum of one hundred and fifty dollars."

Mr. Broome moved that the amendment be adopted.

Mr. McKay moved that the amendment to the amendment be laid on the table;

Which was agreed to and the amendment to the amendment was laid on the table.

Mr. Broome offered the following amendment to the majority report of the Committee on Privileges and Elections:

In line of said report next to last, strike out the words "same amount," and insert the words "sum of two hundred dollars."

Mr. Broome moved that the amendment be adopted;
Which was agreed to, and the amendment was declared adopted.

The question then recurred upon the motion of Mr. Browne, that the majority report of the Committee on Privileges and Elections be adopted.

Upon call of the roll the vote was:

Yeas—Messrs. Baya, Blich, Bristol, Broome, Browne, Calhoun, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, Morrow, Perrenot, Reeves, Rosborough, Smith, St. Clair Abrams, Thomas, Wadsworth and Wolfe—23.

Nays—Messrs. Borden and Williamson—2.

So the motion was agreed to, and the majority report was adopted.

Mr. Weeks, in taking leave of the Senate, returned his thanks in a few well chosen remarks for the courtesy which had been extended to him by the President and senators during his service as senator.

Mr. Genovar, Chairman Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Enrolled Bills, beg leave to report that they have examined a—

Resolution by the Senate of Florida to the Hon. Hoke Smith, Secretary of the Interior.

And find the same correctly enrolled.

Very respectfully,

F. B. GENOVAR,

Chairman of Committee on Enrolled Bills.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Enrolled Bills, to whom was referred—

An act to provide for the payment of jurors in civil cases authorized to be tried by jury in vacation.

Also,

An act to extend the time for the completion of the Florida, Georgia and Western railway.

Also,

An act to regulate the taking of fish in certain salt waters of the State of Florida.

Also,

An act to amend sections 1429 and 1443, Revised Statutes.

Also,

An act to amend sections 568 and 570 of the Revised Statutes of the State of Florida, concerning annuities for disabled soldiers and sailors of the State of Florida.

Beg leave to report that they have carefully examined the same and find them correctly enrolled.

Very respectfully,

F. B. GENOVAR,

Chairman Committee on Enrolled Bills.

The acts accompanying the report were referred to the Joint Committee on Enrolled Bills.

Mr. Genovar, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 18, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills beg leave to herewith submit the following acts for signature:

An act to amend sections 2019 and 2020 of chapter 6, article 3, part 4, of the Revised Statutes of Florida, relating to lumber adrift.

Also,

An act for the relief of George H. Baer and Benjamin Cook, of Nassau county, Florida.
Also,

An act for the relief of Rev. John W. Posten, of Gadsden county, Florida.

Very respectfully,

F. B. GENOVAR,
Chairman Joint Committee.

Enrolled Bills.

The President gave notice that he was about to sign

An act to amend sections 2019 and 2020 of chapter 6, article 3, part 4, of the Revised Statutes of Florida, relating to lumber adrift.

Also,

An act for the relief of George H. Baer and Benjamin Cook, of Nassau county, Florida.

Also,

An act for the relief of Rev. John W. Posten, of Gadsden county, Florida.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

The Senate thereupon, on motion of Mr. Browne, adjourned until 10 o'clock A. M., Friday, May 19, 1893.

FRIDAY, MAY 19, 1893.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Baya, Blitch, Borden, Bristol, Broome, Browne, Calhoun, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, Morrow, Perrenot, Reeves, Rosborough, Smith, St. Clair Abrams,

Summers, Thomas, Wadsworth, Whidden, Williamson and Wolfe—28.

A quorum present.

Prayer by the Chaplain.

The Journal was approved.

Mr. Baya, rising to a question of privilege, made the following remarks:

Mr. President, I beg, in justification of myself, to say that as a stricture appeared in the Metropolis of Jacksonville, based on an article in the Reporter, charging "that I stopped the passage of a resolution of investigation made by Capt. Oliver of the House of Representatives, and introduced one in the Senate of a similar character, thus securing the chairmanship to myself," that the statement is incorrect. That when Capt. Oliver's resolution came into the Senate my resolution (I was not aware that Capt. Oliver had introduced a resolution) had already been offered, as the record will show. Under the rules both resolutions went over for a day, but when his was announced I at once went to Capt. Oliver and told him that I had introduced a resolution on the same subject, but mine conferred greater powers on the committee for a more thorough examination. He asked to see a copy, which I secured from the Secretary of the Senate and submitted to him. He agreed with me, expressing himself satisfied, and the Senate resolution was passed; so the record thoroughly fixes the incorrectness of the statement, as you all know. This committee, sir, proposes to do its duty, and have fixed upon Monday next as the day to visit the college. Important legislative matters interfered with some one member of the committee every day to this time, and 'twas impossible for the whole committee to perform this duty sooner.

The Secretary called the attention of the president and Senate to the fact that

House Bill No. 99:

To be entitled an act to incorporate the Atlantic, Suwannee and Gulf Railroad company,

Was transmitted to the House by mistake and asked that the Senate take action on the matter.

Whereupon, Mr. Wolfe moved that the Senate request the House of Representatives to return said bill;

Which was agreed to, and the Secretary was ordered to request the House to return the said bill.

Mr. Baya moved that consideration of the revenue bill to